

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

The Estate of ANGEL L. RIVERA,

Plaintiff,

v.

Civil Action No. 04-10810 NG

**SUNBRIDGE HEALTH CARE
CORPORATION, D/B/A, SUNBRIDGE CARE
& REHABILITATION FOR WOOD MILL,**

Defendants

**JOINT MOTION TO EXTEND TIME TO
FILE MOTIONS PURSUANT TO FED R. CIV. P. 15**

NOW COMES the Plaintiff, the Estate of Angel L. Rivera, and hereby states:

1. A Scheduling Order was issued on or about July 17, 2004, which incorporated the Parties' proposed Discovery Plan in their Joint Statement.
2. The Order included the Parties' agreement that Motions pursuant to Fed. R. Civ. P. 15 would be filed by September 24, 2004.
3. The Parties submitted the case to mediation on or about September 8, 2004 and have reached a general agreement. The Defendants, however, are waiting for approval of specific language to include in proposed settlement documents.
4. The parties believe an additional thirty (30) days will be necessary to prepare and execute necessary settlement documents.
5. Counsel for the Defendants have been notified and assent to this Motion.

WHEREFORE, the Plaintiff prays this Honorable Court extend the time for filing Motions in accordance with Fed. R. Civil P. 15 to November 12, 2004.

Respectfully submitted,
The Estate of Angel Rivera
By its attorney,

/s/ Michele Struffolino
Michele N. Struffolino
Law Offices of Struffolino & Zappala
One Branch Street
Methuen, MA 01844
(978) 682-7003
BBO #554872

ASSENTED TO
Sunbridge Healthcare Corporation,
d/b/a, Sunbridge Care & Rehabilitation
for Wood Mill
By its attorneys,

/s/ Michael Williams
K. Scott Griggs (BBO #555988)
Michael Williams (BBO #634062)
Robert J. Roughsedge (BBO #638180)
Jill M. Morrissey (BBO #655272)
Lawson & Weitzen, LLP
88 Black Falcon Avenue, Suite 345
Boston, MA 02210-1736
Telephone: (617) 439-4990
Facsimile: (617) 439-3987

Dated: October 7, 2004